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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

ESTHER HWANG,

Plaintiff,

vs.

CITY AND COUNTY OF SAN FRANCISCO,  
a municipal corporation; HEATHER FONG, in  
her capacity as Chief of Police for the CITY  
AND COUNTY OF SAN FRANCISCO; JESSE  
SERNA, individually, and in his capacity as a  
police officer for the CITY AND COUNTY OF  
SAN FRANCISCO; NELSON ARTIGA,  
individually and in his capacity as a police  
officer for the CITY AND COUNTY OF SAN  
FRANCISCO; and, San Francisco police officers  
DOES 1-25, inclusive,

Defendants.

Case No. C 07 2718 MCC

**ADMINISTRATIVE MOTION AND  
(PROPOSED) ORDER TO FILE  
DOCUMENTS UNDER SEAL ; DIRECTIONS  
TO PLAINTIFF**

Honorable Maxine M. Chesney

**MOTION**

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:


Pursuant to Local Rules 7-11 and 79-5, Plaintiffs hereby move the Court for an Order to File Documents Under Seal, including Plaintiff's Supplemental Briefing in Opposition to Defendants' Motion for Summary Judgment. The document should be sealed pursuant to the terms of the

1 Stipulated Protective Order in the above-noted action, as it is based on and contains throughout the  
2 motion references to Defendant Officer SERNA's internal records specifically protected from  
3 disclosure by the Protective Order, as well as references to and quotations from sealed portions of the  
4 previously-filed and sealed Declaration of Lt. Daniel J. Mahoney in support of Defendant's Reply to  
5 Opposition to Motion for Summary Judgment.

6  
7  
8 Respectfully submitted,

9  
10 Dated: September 19, 2008

**The Law Offices of John L. Burris**

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12   
13 /s/ Benjamin Nisenbaum  
14 Ben Nisenbaum  
Attorney for Plaintiff

15 **~~(PROPOSED)~~ ORDER**

16 Because plaintiff has shown that portions of the Supplemental Briefing contain sealable matter,  
17 **~~PURSUANT TO THE TERMS OF THE PROTECTIVE ORDER,~~** Plaintiff's

18 Supplemental Briefing in Opposition to Defendants' Motion for Summary Judgment is herewith  
19 ordered filed under seal pursuant to Local Rule 79-5.

20 Because the filing contains non-sealable matter, however, plaintiff is ORDERED to file in  
21 the public record, no later than September 29, 2008, a redacted version thereof.

22 **IT IS SO ORDERED.**

23 Dated: September 23, 2008

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25 HONORABLE MAXINE M. CHESNEY  
26 UNITED STATES DISTRICT JUDGE  
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